

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

HOME BUYERS WARRANTY
CORPORATION, et al.,

Petitioners,

V.

LOUIS ROGACKI, et al.,

Respondents.

CIVIL ACTION NO. 06-1829 (MLC)

MEMORANDUM OPINION

THIS MATTER arising on the petitioners' motion to compel arbitration and stay the action (dkt. entry no. 2); and the petitioners now submitting a "Notice Of Dismissal Pursuant To Fed.R.Civ.P. 41(a)" (dkt. entry no. 3); and thus the Court intending to (1) deny the motion without prejudice, and (2) dismiss the petition under Federal Rule of Civil Procedure 41(a); and for good cause appearing, the Court will issue an appropriate order and judgment.

s/ Mary L. Cooper

MARY L. COOPER

United States District Judge